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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/596,424	06/06/2007	Jeroen Adrianus Johannes Thijs	NL031475	6445

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PHILIPS INTELLECTUAL PROPERTY & STANDARDS

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BRIARCLIFF MANOR, NY 10510

EXAMINER

JAMA, ISAAK R

ART UNIT

PAPER NUMBER

2617

MAIL DATE

DELIVERY MODE

10/30/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/596,424

Applicant(s)

THIJS ET AL.

Examiner

ISAAK JAMA

Art Unit

2617

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-13 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-13 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 13 June 2006 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. ____.
 - ☒ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-946)
- 3) ☐ Information Disclosure Statement(s) (PTO/SF/ICE)
Paper No(s)/Mail Date ____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date ____.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: ____.

DETAILED ACTION

Claim Objections

Claim10 is objected to because of the following informalities: Claim 10 is a dependent device claim that depends on system claim 1. Appropriate correction is therefore required.

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-13 are rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent Number 6,292,687 (Lowell et al.).
3. As to claims 1, 4, and 11, Lowell teaches an emergency response system for summoning an emergency responder and for routing said responder to a victim (Figure 1), said system comprising: a central station (Figure 1, # 31) for actuating a remote emergency response device by transmitting a trigger signal to said device upon the signaling of a victim in the vicinity of said emergency response device (Column 5, lines 6-15), wherein said trigger signal comprises position information of the victim (column 7, lines 32-33); an actuatable emergency response device ((Figure 1, # 28) comprising: communication means arranged to activate a signaling means (upon receipt of the trigger signal; signaling means arranged to broadcast a message (16a, 17a, 18a) for summoning an emergency responder to the victim (column 5, lines 4-13); navigation

means arranged to determine a routing of the emergency responder to the victim based on the position information of the victim and position information of the emergency response device (Figure 1, # 38; column 7, lines 59-64); user interface arranged to feedback the routing to the emergency responder (column 8, lines 5-12). In addition, the limitations of method claim 11 are inherent in the system of Lowell as discussed above.

4. As to claims 2 and 5, Lowell teaches a system wherein the actuatable emergency response device further comprises detection means (Figure 1, # 27) arranged to activate the navigation means upon detection of an interaction with the emergency response device (Figure 1, # 30, column 7, lines 32-64)
5. As to claims 3 and 10, Lowell teaches a system wherein the emergency response device comprises an automatic external defibrillator (Figure 1, # 33, abstract)
6. As to claim 6, Lowell teaches a device wherein the communication means comprises a wireless telecommunication means (column 6, lines 25-32)
7. As to claim 7, Lowell teaches a device wherein the communication means comprises a wired telecommunication means, said wired telecommunication means comprising at least one of a computer modem or a fixed line telephone unit (column 6, lines 61-63).
8. As to claim 8, Lowell teaches that the signaling means comprises a wireless communication unit arranged to contact further wireless communication units (Figure 1, i.e. communication interface signal is wirelessly communicating with the emergency response center).

9. As to claim 9, Lowell teaches that the signaling means comprises a loud speaker arranged for broadcasting a verbal message (column 7, lines 32-36).
10. As to claim 12, Lowell teaches the method further comprising the step of: activating the navigation means upon detection of an interaction with the emergency response device (column 8, lines 34-44)
11. As to claim 13, Lowell teaches that the emergency response device selected is an automated external defibrillator (column 5, lines 8-15).

Conclusion

12. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. U.S. Patent Application Publication Number 2005/0143776 (Brown) teaches an apparatus for detecting ventricular arrhythmia. U.S. Patent Application Publication Number 2003/0233129 (Matos) teaches a system for cardiac resuscitation. U.S. Patent Number 7,120,488 (Nova et al.) teaches a therapy-delivering portable medical device capable of triggering and communicating with an alarm system. U.S. Patent Number 6,292,698 (Duffin et al.) teaches a world wide patient location and data telemetry system for implantable medical devices.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ISAAK JAMA whose telephone number is (571)270-5887. The examiner can normally be reached on 7:30 - 5:00 M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lester Kincaid can be reached on (571) 272-7922. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/IRJ/

/Lester Kincaid/
Supervisory Patent Examiner, Art Unit 2617